

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 912 - SB 1093

March 30, 2021

SUMMARY OF BILL: Authorizes the Joint Government Operations Committees (Committees) to determine if a federal executive order received from a President violates any state law or the state constitution.

Requires the Committees to recommend both houses of the General Assembly vote to approve or disapprove of this state's compliance with the order through legislation if the Committees determine the order violates state law.

Prohibits the state and all political subdivisions to comply with the federal executive order if the General Assembly votes against compliance.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact – Federal funding may be jeopardized if state or local agencies are prohibited from complying with federal guidance that derives from an executive order that is found by the General Assembly to be unconstitutional or violate state law. Due to multiple unknown factors, the timing and amount of any such jeopardy, or the specific funds that may be jeopardized cannot be determined with reasonable certainty.

Assumptions:

- The Committees meet throughout the year; therefore, no additional meetings or travel expenses will be required for review of federal executive orders.
- The General Assembly would vote to approve or disapprove of federal executive order compliance during session; therefore, no additional travel expenses will be required.
- Prohibiting a state agency, political subdivision, or employee of the state or a political subdivision from implementing an executive order that is found by the General Assembly to be unconstitutional could result in a jeopardy of federal funds if a state agency, political subdivision, or employee of such agency or subdivision is prohibited from complying with federal guidance that derives from any such executive order.
- Due to multiple unknown factors, the timing and amount of any such jeopardy, or the specific funds that may be jeopardized cannot be determined with reasonable certainty.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid.

Krista Lee Carsner, Executive Director

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